

*vided*, that no vessel over twenty-five tons, or steam vessel of any kind or tonnage, shall be allowed to use scoops or dredges in the waters of this state: *And provided, further*, that no boat or vessel not the property of residents of this state, on the day of the ratification of this act, or unless built and owned in this state subsequent thereto, shall receive license, or be permitted in any manner to engage in the catching of oysters anywhere within the waters of this state: *And provided, further*, that boats, used for tonging only, shall not be required to pay a license tax, and that the tax on tonnage shall be three dollars per ton, instead of two dollars per ton; that the tonnage tax, referred to in this section, shall apply only to boats using scrapes, rakes or dredges, for the purpose of catching oysters.

SEC. 5. The clerks of the superior courts of the counties herein named, at the end of each month, shall forward to the treasurer of the state a certified list of all licenses issued, and an account of all moneys received, and, at the same time, remit to him all funds derived through the issuing of said licenses, together with the taxes on boats, vessels and other craft, licensed under the provisions of this act, after deducting therefrom their fee of twenty-five cents, as hereinbefore provided.

SEC. 6. No owner or master of any boat, vessel, or other craft, or any employee, servant or hireling of either, shall use, for the purpose of taking or catching oysters from the public oyster grounds, or natural oyster beds of the state, any instrument, implement, or tool, other than ordinary hand-tongs, except in depth of more than ten feet of water, and within the area bounded as follows: Beginning at Pamlico point near light-house, in Pamlico county; thence to the southeast point of Rue's marsh, in Hyde county; thence to Shell point, being the southeast point of Swan Quarter island; thence to the southeast point of Great island; thence to Brant island light-house; thence to Pamlico light-house, the beginning; and, beginning at Gull Shoal light-house, thence to the Gebbs Shoal buoy; thence to Long Shoal light-house; thence to Gull island, on the eastern side of the sound; thence to Oliver Reef light-house; thence to Gull Shoal light-house, the beginning: *Provided*, that, upon approval by the board of county commissioners of Dare county, the clerk of the superior court of said county may grant a license to use implements, other than the ordinary hand-tongs, in that part of Pamlico sound north and east of a line drawn from Long Shoal point to Gull island; but said license to be issued only for the months of December and January, in any year. Any person violating the provisions of this section,

Proviso.  
Scoops and dredges not to be used.  
Further proviso.

License to be granted to residents only.

Further proviso.

No tax for tonging.

Tonnage tax only applies to boats using scrapes, rakes, dredges, &c.

Certified list of licenses and license taxes to be forwarded to state treasurer &c.

Hand tongs only to be used, except in water more than ten feet deep, and within certain boundaries.

Proviso.

In favor of Dare county.